

## No. XIII.

**SYDNEY JURY LISTS.** An Act for giving further time to prepare and settle the Jury Lists for the District of Sydney for the Year One thousand eight hundred and thirty-four. [13th March, 1834.]

Preamble. **W**HEREAS by a certain Act of the Governor and Council of New South Wales passed in the second year of the reign of His present Majesty King William the Fourth intituled "*An Act for regulating the constitution of Juries and for the Trial of Issues in certain Cases in the Supreme Court of New South Wales*" it was amongst other things enacted That the several Superintendents of Police for the time-being within the County of Cumberland and the several Benches of Magistrates in places within the said County in which there are no Superintendents of Police should in the first week in the month of March in the said year and in the first week in the month of January in every succeeding year prepare or cause to be prepared lists of all men within their respective townships and districts liable to serve on the said juries as in the said Act is mentioned and that as soon as the said lists should be settled as is therein provided the same should be immediately transmitted to the Sheriff and the Sheriff upon receiving such lists should within ten days after the receipt thereof in each and every year cause to be transcribed fairly in a book to be kept in his office for such purpose and to be styled the "*Jurors' Book*" the names of all persons contained in such list respectively in manner as is therein directed and that such jurors' book should thereupon be and continue in force for the current year and until the jury lists for the year next ensuing should be transcribed by the Sheriff into the jurors' book And whereas the said recited Act hath been continued for a limited time and further provision hath been made for the qualification of jurors by a certain other Act of the said Governor and Council passed in the fourth year of the reign of His said Majesty intituled "*An Act to continue for a limited time an Act of the Governor and Council of New South Wales intituled 'An*  
" "Act

2 Gul. IV. No. 3.

4 Gul. IV. No. 12.

*Sydney Jury Lists.*

“ ‘ Act for regulating the constitution of Juries and for the Trial of  
 “ ‘ Issues in certain cases in the Supreme Court of New South Wales’  
 “ and to make further provision for Trial by Jury in Criminal Cases in  
 “ the said Colony ” And whereas jury lists for the district of Sydney  
 have not been prepared for the current year according to the provisions  
 of the said recited Acts and it is expedient and necessary to remedy  
 such omission and to give further time for preparing and settling the  
 said lists and for transcribing the same into the jurors’ book and in the  
 meantime to make provision for the administration of justice Be it  
 therefore enacted and declared by His Excellency the Governor of New  
 South Wales with the advice and consent of the Legislative Council  
 thereof that the jurors’ book and the special jurors’ list respectively for  
 the past year prepared in pursuance of the provisions of the said first  
 recited Act shall be and continue and be deemed and taken to be and to  
 have been in force until the jurors’ book and special jurors’ list  
 respectively for the current year shall be prepared as hereinafter is  
 provided and directed.

Jurors’ book to con-  
 tinue in force until  
 the new jury lists  
 are prepared and  
 transcribed.

2. And be it further enacted That the First Police Magistrate for Sydney shall on the twenty-seventh day of March in this present year prepare or cause to be prepared lists of all men within the said district liable to serve on juries according to the provisions of the said recited Acts and shall subscribe the said lists and shall cause a copy thereof to be within three days after the same shall be prepared affixed to the principal door of the Court-house and also to the principal door of every public place of religious worship within the said town in like manner and form as is in and by the said first recited Act directed and provided.

Preparation of jury  
 lists for the current  
 year.

3. And be it further enacted That a Special Sessions of the Peace shall be held on the third day of the month of April in this present year in the said district and for such purpose the Justices for the same shall be summoned by the said Police Magistrate and shall attend as in the said first recited Act is directed and the said First Police Magistrate shall in like manner attend and produce the lists so prepared and verified as hereinbefore directed and thereupon the Justices at such Sessions assembled shall examine and correct the said lists in like manner and form as in and by the said first recited Act is directed and required.

Special Sessions to  
 be held for correcting  
 the lists.

4. And be it further enacted That as soon as the said lists shall be settled as hereinbefore is directed the same shall be immediately transmitted by the said First Police Magistrate to the Sheriff and the Sheriff upon receiving such lists shall within seven days after the receipt thereof cause to be transcribed fairly in the “*Jurors’ Book*” for the current year the names of all persons contained in the said lists in such form and manner in all respects as if the same had been transmitted to him within the time appointed by the said recited Acts and shall cause a copy of the said jurors’ book to be made and delivered to the Clerk of the Supreme Court as therein is directed and provided and such jurors’ book shall thereupon be and continue in force for the current year and until the jury lists for the ensuing year shall be transcribed by the Sheriff into the jurors’ book and shall be of the same force and effect to all intents and purposes as if the same had been made and prepared according to the provisions of the said recited Acts.

Lists to be trans-  
 mitted to the Sheriff  
 to be transcribed  
 into the jurors’ book.

5. And be it further enacted That the Sheriff shall within seven days after he shall have received the lists of jurors from the said First Police Magistrate as hereinbefore is directed extract from the said lists the names of all persons who shall be qualified and liable to serve on special juries according to the provisions of the said recited Acts and shall cause the names so extracted to be fairly and truly copied

Special jurors’ list.

*Robbers and Housebreakers.*

out in alphabetical order together with their respective places of abode and additions which list shall be called the "Special Jurors' List" and be subjoined to the jurors' book and such special jurors' list shall be of the same force and effect as if the same had been made and prepared according to the provisions of the said recited Acts.

Jurors summoned under the present Act to be liable to the same manner and form of proceeding as under the former.

Allowances.

Penalty.

Penalty for Sheriff Magistrates &c. neglecting the duties herein prescribed.

Act not to interfere with the preparation of the jury lists for 1835.

6. And be it further enacted That all persons who shall be summoned to attend the Supreme Court of New South Wales or any Court of Quarter Sessions as common or special jurors under the provisions of this Act shall be subject and liable to such and the like rules forms course and manner of impannelling and proceeding in all respects on the trial of any issue and shall be entitled to receive such and the like respective rates of allowance for attendance upon the said Courts respectively and in default of such attendance shall be subject and liable to such and the like forfeitures respectively to be recovered in like manner as in and by the said recited Acts is directed and provided.

7. And be it further enacted That any Sheriff or other Minister or Officer or any Police Magistrate or Justice Clerk of the Petty Sessions or other Ministerial Officer who shall wilfully neglect or refuse to execute any of the duties in the manner directed herein shall be subject and liable to such and the like penalties to be recovered in like manner as in and by the said recited Acts is directed and provided.

8. And be it further enacted and declared That nothing herein contained shall be deemed or construed to interfere with the preparing settling and transcribing into the jurors' book of the jury lists for the year one thousand eight hundred and thirty-five but that the same shall be prepared and completed in all respects according to the provisions of the said recited Acts as if this Act had not passed.